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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/758,097	01/10/2001	Barry Wendall Stewart	796	7402	
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Law Offices of John D. Gugliotta, P.E., Esq.			EXAM	EXAMINER	
202 Delaware 137 South Mai	n Street	CRUZ, MAGDA			
Akron, OH 4	4308		ART UNIT	PAPER NUMBER	
			2851		
			DATE MAILED: 09/04/2002		

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Applicating STEWART, BARRY WENDALL			Me				
Examiner Art Unit Magda Cruz 2851	,	Application No.	Applicant(s)				
Magdia Cruz 2851	Office Action Commons	09/758,097					
The MALLING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ② MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. Extensives from many be evaluate under the proteinous of 3 CFR 1.136(a). In or event, however, may a reply to timely filed If the period for reply agentified above its less ban briting 100 degree, a reply within the statutory entire with any and will agrice St (b) (MONTHS from the malling date of this communication. Fallows reply within the best or extended period for reply with by statutory period will apply and vill agrice St (b) (MONTHS from the malling date of this communication. Fallows reply within the best or extended period for reply with by the statutory period will apply and vill agrice St (b) (MONTHS from the malling date of this communication. Fallows reply within the best or extended period for reply with by the statutory period will apply and vill agrice St (b) (MONTHS from the malling date of this communication. Fallows reply within the best or extended period for reply with by the statutory period will apply and vill agrice St (b) (MONTHS from the malling date of this communication. Fallows reply within the best or extended period for reply with by the statutory period will be the communication. Fallows reply within the best or extended period for reply with by the statutory reply and vill agrice. This action is FINAL. 1)© Responsive to communication(s) filed on 19 June 2002. 2a) This action is FINAL. 2b) This action is FINAL. 2b) This action is condition of allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4)© Claim(s) 1: Jis/are pending in the application. 4)© Claim(s) 1: Jis/are objected to by the Examiner. 10)© Claim(s) 1: Jis/are objected to by the Examiner. 10)© The period data will apply the state of the priodity do	Office Action Summary	Examiner	Art Unit				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION. Extensions of times may be available under the post-lotion of 3° CPR 1.156(a). In no event, however, may a reply be timally filed Extension of times may be available under the post-lotion of 3° CPR 1.156(a). In no event, however, may a reply be timally filed Extension of times may be available under the post-lotion of 3° CPR 1.156(a). In no event, however, may a reply be timally filed If NO period for reply specified above, the maximum statutury period will apply and will agene 51X (b) MONTH'S from the mailing date of this communication for reply specified above, the maximum statutury period will apply and will agene 51X (b) MONTH'S from the mailing date of this communication, even if timely filed, may reduce a my search planet form adjustment. Sen 3° CPR 1.704(b). Status 1)							
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DETAILED ACTION

Drawings

- 1. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they include the following reference sign(s) not mentioned in the description: element 49. A proposed drawing correction, corrected drawings, or amendment to the specification to add the reference sign(s) in the description, are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.
- 2. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they do not include the following reference sign(s) mentioned in the description: element 14a. A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.
- 3. Applicant is required to submit a proposed drawing correction in reply to this

 Office action. However, formal correction of the noted defect may be deferred until after
 the examiner has considered the proposed drawing correction. Failure to timely submit
 the proposed drawing correction will result in the abandonment of the application.
- 4. The above requirements **MUST** be complied within the next response. Failure to comply will result in abandonment.

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Specification

5. The disclosure is objected to because of the following informalities: spelling error, on page 5, line 17: "lense". Appropriate correction is required.

Claim Rejections - 35 USC § 112

- 6. The following is a quotation of the second paragraph of 35 U.S.C. 112:

 The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
- 7. Claims 2-7 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.
 - a. In claims 2-3 and 7, the phrase "linear carousel" renders the claims to be indefinite. By definition, a carousel is "a circular conveyor on which objects are displayed or rotated". Therefore, it is unclear for the examiner what the applicant meant with said phrase.
 - b. Claims 4-6 falls with parent claim.

Claim Rejections - 35 USC § 103

- 8. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

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9. Claims 1-4 and 6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Besancenot in view of Laizans, et al.

Besancenot (US Patent Number 3,809,470) discloses a slide projection means (9) mounted within a housing (10) for projecting a slide image (1) from a lens mounted on an anterior end of said housing (i.e. projection position; column 4, lines 35), a linear carousel mechanism (i.e. loading magazine, element 9) for retaining a plurality of projector slides (1); a guide rail (2 and 2') that guides and articulates a plurality of slide gripping brackets (4) that are spring urged by a slide advance spring (6) tracked between each respective gripping bracket (4) along said guide rail (2, 2'); said rail can be pivoted up into position between a lead slide and a next available slide in said carousel (column 3, lines 54-65), and as a new slide is urged forward by spring action an old slide is discharged (column 4, lines 4-7).

Laizans, et al. (US Patent Number 4,396,262) teaches a portable projector (column 1, lines 44-50) comprising: a housing (1) having a generally tubular, portable shape the overall size and shape of a conventional flashlight (Figure 1).

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to utilize the portable projector housing disclosed by Laizans, et al. in combination with Besancenot's invention, for the purpose of having a hand-held projector, further comprising means for supporting at least one battery within the housing, actuating means for selectively connecting the battery for selective energization of a projection light source.

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10. Claims 5 and 7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Besancenot in view of Laizans, et al. and further view of LiDonnici et al.

Besancenot (US Patent Number 3,809,470) in view of Laizans, et al. (US Patent Number 4,396,262) teaches the salient features of the present invention, except an access door pivotally affixed to the housing, to provide access to a housing internal cavity.

LiDonnici, et al. (US Patent Number 4,518,233) discloses an access door (20) pivotally affixed to the housing (10a), to provide access to a housing internal cavity (column 3, lines 30-33).

It would have been obvious to one of ordinary skill in the art at the time of the invention was made to utilize the access door pivotally affixed to the housing disclosed by LiDonnici, et al. in combination with Laizans, et al. and Walter, for the purpose of allowing to change the lamp, and therefore, have access to the internal part of the projector.

Conclusion

11. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Meyer (US Patent Number 4,199,234) discloses a slide projector that is juxtaposed with a slide magazine in a housing.

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Bennett (US Patent Number 3,830,566) teaches a small slide tray with discontinuous septa for permitting a slide projector pusher to pass in a transverse manner into the tray for sequential slide advancement.

Matsumura (US Patent Number 3,904,287) shows an automatic slide projector having a transversely reciprocatable slide changing member.

Höpener et al. (US Patent Number 3,790,268) discloses a slide changing device for slide projectors.

Harvey (US Patent Number 3,718,392) teaches a dual purpose slide tray structure that is usable in one form as a single tray for a standard single tray slide projector.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Magda Cruz whose telephone number is (703)308-6367. The examiner can normally be reached on Monday through Thursday 8:00-5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Russ Adams can be reached on (703)308-2847. The fax phone numbers for the organization where this application or proceeding is assigned are (703)746-4355 for regular communications and (703)308-5841 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703)308-1782.

SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800

und East

Magda Cruz Patent Examiner August 29, 2002